



08-10-05

AF/1642 \$
D.FWCERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: Mailstop: AF
COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

ON August 9, 2005August 9, 2005

Name of Person Mailing the Document

GlaxoSmithKline

DATE

Attorney Docket No. BC45225

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruck, et al. November 8, 2004

Serial No.: 09/936,456 Group Art Unit No.: 1642

Filed: January 14, 2002 Examiner: Misook Yu

For: POLYPEPTIDES AND POLYNUCLEOTIDES AND THEIR USES

MAILSTOP: BOX AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

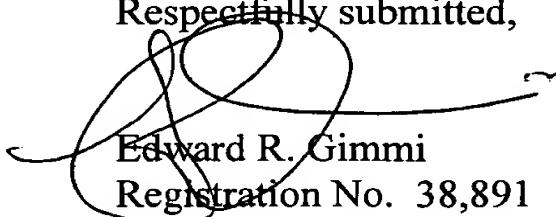
NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed January 26, 2005, finally rejecting claims 35-37 and 55-57.

Please charge the fee of \$500.00 to Deposit Account No. 19-2570.

Please charge any additional fees under 37 CFR 1.16 or 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 19-2570. A copy of this Notice is enclosed.

Respectfully submitted,



Edward R. Gimmi
Registration No. 38,891
For Andrea V. Lockenour
Attorney for Applicants
Registration No. 51,962

08/11/2005 JBALINAH 00000061 192570 09936456
01 FC:1401 500.00 DA

GLAXOSMITHKLINE
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, PA 19406-0939
Phone (610) 270-7568
Facsimile (610) 270-5090